

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In the Application of: |) | |
| Peter T. Anderson |) | |
| |) | <u>Certificate of Electronic Transmission</u> |
| Serial No.: 10/670,054 |) | |
| |) | I hereby certify that this |
| Filed: September 24, 2003 |) | correspondence is being transmitted |
| |) | electronically to the U.S. Patent and |
| For: System and Method For Software |) | Trademark Office via EFS on: |
| Configurable Electromagnetic |) | |
| Tracking |) | September 4, 2009 |
| |) | |
| Examiner: Evoy, Nicholas Lane |) | <u>/Jonathan M. Rushman/</u> |
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| Group Art Unit: 3768 |) | Registration No. 55,870 |
| |) | Attorney for Applicant |
| |) | |
| |) | Customer No. 23,446 |
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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits herewith form PTO/SB/08a, which lists the cited reference(s). A copy of the foreign reference is also submitted herewith.

Applicant would like to remind the Office that Application No. 11/289,849, filed November 30, 2005, is a continuation-in-part of the present application.

Applicant would also like to inform the Office that substantive actions were issued in Application No. 11/289,849 on 2/7/08 (non-final Office Action), 9/16/08 (non-final Office Action), 4/3/09 (final Office Action) and 8/6/09 (notice of allowance). Responses to the Office Actions were filed on 4/25/08, 12/16/08 and 6/3/09 respectively. Copies of these papers are available on public PAIR.

This submission, is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. § 102. Applicant expressly retains the right to take any actions necessary to remove the cited references from the available prior art.

Applicant submits that no fee is due as this paper is being submitted before a first action on the merits. Nonetheless, please charge any fees, and credit any overpayment, incurred in connection with this submission, to Deposit Account No. 070845.

Respectfully submitted,

Date: September 4, 2009

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